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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Sadars et al.

Serial No.: 09/668,181

Group Art Unit: 2836

Filed: September 22, 2000

Examiner: D. Nguyen

For: TRANSIENT OVERVOLTAGE
PROTECTION CIRCUIT

Attorney Docket No.: 7174-128-999

RESPONSE TO OFFICE ACTION

Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

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In response to the Office Action, dated September 20, 2002, rejecting all of the pending claims 1-8 as either being anticipated or being rendered obvious by the cited art, applicants respectfully request consideration of the following remarks. Applicants note that the Office Action is required to present evidence sufficient for making a prima facie case to overcome the presumption of validity of the pending claims in order to make or maintain rejections. As demonstrated below, the failure of the Office Action to present sufficient evidence to make a prima facie case requires withdrawal of the rejection of all of the pending claims.

REMARKS

Rejection of claims 1-3, 5, 7, and 8 under Section 102(b) should be withdrawn

Claims 1-3, 5, 7 and 8 were rejected by the Office Action under 35 U.S.C. 102 (b) as being anticipated by the United States Patent No. 5,697,092 issued to Mourant et al. on December 9, 1997 (hereinafter "Mourant"). Of the allegedly anticipated claims, claim 1 and